

RECEIVED  
CENTRAL FAX CENTER

OCT 20 2008

OSTRAGER CHONG FLAHERTY & BROITMAN P.C.  
570 Lexington Avenue  
New York, NY 10022-6894  
(212) 681-0600  
Facsimile: (212) 681-0300

FACSIMILE INFORMATION SHEET

DATE: October 20, 2008  
TO: Office of Petitions  
ATTN: Douglas I. Wood FAX: 571-273-8300  
FROM: Dennis M. Flaherty  
RE: Serial No. 10/612,481

THERE ARE 4 PAGES INCLUDING COVER SHEET.

The following document is being transmitted herewith:

Request for Reconsideration of Petition of  
Petition to Withdraw Holding of Abandonment  
Pursuant to 37 CFR 1.181(a)

Dennis Flaherty  
Reg. No. 31,159

RECEIVED  
CENTRAL FAX CENTER

OCT 20 2008

Atty. Docket: ITW-14146

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Jimmy Lee Long : Group Art Unit: 3721

Serial No.: 10/612,481 : Examiner: Harmon, C.R.

Filed: July 1, 2003

Title: PNEUMATIC ROLLER FOR PASSING FILM WITH  
ATTACHMENTS THROUGH ROLLERS OF MACHINE

Attn.: Office of Petitions

**REQUEST FOR RECONSIDERATION OF PETITION  
TO WITHDRAW HOLDING OF ABANDONMENT  
PURSUANT TO 37 CFR 1.181(a)**

Sir:

This is a request for reconsideration of the Decision mailed on October 7, 2008 by the Office of Petitions, in which Applicant's petition seeking withdrawal of a holding of abandonment of this application was dismissed.

The Decision states on page 2 that "Petitioner is correct that a proper and timely Notice of Appeal was filed on December 10, 2007." That Notice of Appeal was accompanied by a Pre-Appeal Brief Request for Review filed pursuant to the OG Notice dated July 12, 2005. As stated in that OG Notice: "If the request is filed with the notice of appeal, the period of time for filing the appeal brief will be the later of the two-month period

RECEIVED  
CENTRAL FAX CENTER

003/004

OCT 20 2008

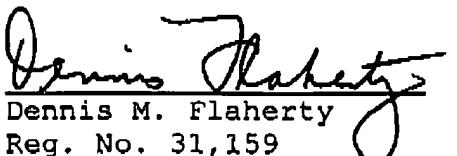
Atty. Docket: ITW-14146

37 CFR 41.37(a) or one month from the mail date of the decision on the request." (Emphasis added.)

In the October 7, 2008 Decision of Applicant's petition, the Office of Petitions stated that the instant application is abandoned because an Appeal Brief was not filed. Applicants respectfully submit that The Office of Petitions has overlooked the OG Notice dated July 12, 2005, which states that the appeal brief will not be due until the later of the two-month period set forth in 37 CFR 41.37 "or one month from the mail date of the decision on the request." Since no panel decision has yet been mailed, the appeal brief is not yet due. Accordingly, Applicant submits that the holding of abandonment in this case is in error.

In view of the foregoing, Applicant requests that the holding of abandonment be withdrawn.

Respectfully submitted,

  
Dennis M. Flaherty  
Reg. No. 31,159  
Ostrager Chong Flaherty &  
Broitman P.C.  
570 Lexington Avenue  
New York, NY 10022-6894  
Tel. No.: 212-681-0600

Atty. Docket: ITW-14146

CERTIFICATE OF FACSIMILE TRANSMISSION

The undersigned hereby certifies that this correspondence is being transmitted via facsimile to (571) 273-8300, Attn: Office of Petitions, on the date set forth below.

October 20, 2008

Date

Dennis M. Flaherty

